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GOVERNANCE OF LOCAL ORDINANCES

REGARDING SMOKING

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Paul Ray

Senate Sponsor: Michael G. Waddoups

LONG TITLE

General Description:

This bill amends the Utah Indoor Clean Air Act.

Highlighted Provisions:

This bill:

► amends the prohibition against political subdivisions adopting ordinances that restrict smoking.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

26-38-6, as enacted by Chapter 281, Laws of Utah 1994

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26-38-6** is amended to read:

26-38-6. Local ordinances.

⌘→ (1) ←⌘ This chapter supersedes any ordinance enacted by the governing body of a political subdivision that restricts smoking in a place of public access as defined in Section 26-38-2 and



28 that is not essentially identical to the provisions of this chapter.

- 28a ~~H~~→ (2) ←~~H~~ This chapter does not
- 29 supersede an ordinance enacted by the governing body of a political subdivision that restricts
- 30 smoking in outdoor places of public access ~~H~~→ **which are owned or operated by:**
- 30a **(a) a political subdivision as defined in Section 17B-2-101;**
- 30b **(b) a state institution of higher education; or**
- 30c **(c) a state institution of public education** ←~~H~~ .

Legislative Review Note
as of 11-15-06 1:54 PM

Office of Legislative Research and General Counsel

H.B. 201 - Governance of Local Ordinances Regarding Smoking

Fiscal Note

2007 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Any potential fiscal impact to local governments, individuals, or businesses, from enactment of this bill will be the result of the ordinances passed by the governing bodies of political subdivisions. The impact cannot be quantified.

1/9/2007, 10:35:57 AM, Lead Analyst: Greer, W.

Office of the Legislative Fiscal Analyst